

File
1595 Auth.

OLL: 84-1027



CENTRAL INTELLIGENCE AGENCY

Office of Legislative Liaison

Washington, D. C. 20505

Telephone: [redacted]

15 March 1984

STAT

TO: Mr. Keith Hall
Select Committee on Intelligence
United States Senate
Washington, D.C. 20510

Dear Keith:

Per your request.

Sincerely,

[redacted signature]

Deputy Director

Enclosure

STAT

FORM
3-79

1533

OBsolete
PREVIOUS
EDITIONS.

(40)

Distribution:

Original - Addressee

1 - D/OLL

1 - DD/OLL

① - C/Leg. Div./OLL

1 - OLL Subject

1 - OLL Chrono

DD/OLL:EM:m1g (15 March 1984)

(NOTE: The package was handcarried to
the SSCI this date with a note,
"TO BE OPENED BY ADDRESSEE ONLY -
EYES ONLY")

14 FEB 1984

MEMORANDUM FOR: Deputy Director for Administration

FROM:

Liaison Division
Office of Legislative Liaison

STAT

SUBJECT: Proposed FY1985 Intelligence Authorization
Bill

1. Attached, for your information, is the subject bill as it was submitted to the Office of Management and Budget for legislative clearance. Your specific attention is directed to Section 604, entitled "CIA Performance of Security-Related Duties", of the bill, and to page 8 of the attached Section-by-Section Analysis and Explanation, which provides the rationale for Section 604 in the bill.

2. Section 604 of the bill was included at the insistence, I am told by the lawyers, of the General Services Administration (GSA) personnel who negotiated the Federal Protective Officer (FPO) delegation with our Office of Security (OS) personnel. The GSA personnel insisted that the Agency did not have the statutory authority to accept a delegation of police powers from GSA. While the Agency argued to the contrary, I am told, the inclusion of Section 604 or something like it was a part of the final agreement between OS and GSA.

3. Please advise if I can be of further help.

Attachment:
As stated

STAT

Distribution:

Original - Addressee w/att
1 - Director of Security w/att
1 - Director of Training and Education w/att
1 - Director of Logistics w/att
1 - C/LD/OLL w/o att
1 - LEG/OLL w/o att
1 - TBC Chrono w/o att
1 - TBC Subject w/att

A BILL

To authorize appropriations for fiscal year 1985 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Intelligence Authorization Act for Fiscal Year 1985".

TITLE I - INTELLIGENCE ACTIVITIES

Authorization of Appropriations

SEC. 101. Funds are hereby authorized to be appropriated for fiscal year 1985 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

- (1) The Central Intelligence Agency;
- (2) The Intelligence Community Staff;
- (3) The Department of Defense;
- (4) The Defense Intelligence Agency;
- (5) The National Security Agency;
- (6) The Department of the Army, the Department of the Navy, and the Department of the Air Force;
- (7) The Department of State;
- (8) The Department of the Treasury;
- (9) The Department of Energy; and
- (10) The Federal Bureau of Investigation.

Classified Schedule of Authorizations

SEC. 102. The amounts authorized to be appropriated under section 101, and the authorized personnel ceilings as of September 30, 1985, for the conduct of the intelligence and intelligence-related activities of the elements listed in such section, are those specified in the classified Schedule of Authorizations prepared by the committee of conference to accompany [] of the Ninety-Eighth Congress. That Schedule of Authorizations shall be made available to the Committee on Appropriations of the Senate and House of Representatives and to the President. The President shall provide for suitable distribution of the Schedule, or of appropriate portions of the Schedule within the Executive Branch.

**Congressional Notification of Expenditures
in Excess of Program Authorizations**

SEC. 103. During fiscal year 1985, funds may not be made available for any intelligence or intelligence-related activity unless such funds have been specifically authorized for such activity or, in the case of funds appropriated for a different activity, unless the Director of Central Intelligence or the Secretary of Defense has notified the appropriate committees of Congress of the intent to make such funds available for such activity, except that, in no case may reprogramming or transfer authority be used by the Director of Central Intelligence or the Secretary of Defense unless for higher priority intelligence or intelligence-related activities, based on unforeseen requirements, than those for which funds were originally authorized, and in no case where the intelligence or intelligence-related activity for which funds were requested has been denied by Congress.

Personnel Ceiling Adjustments

SEC. 104. The Director of Central Intelligence may authorize employment of civilian personnel in excess of the numbers authorized for the fiscal year 1985 under sections 102 and 202 of this Act when he determines that such action is necessary to the performance of important intelligence functions, except that such number may not, for any element of the Intelligence Community, exceed 2 per centum of the number of civilian personnel authorized under such sections for such element. The Director of Central Intelligence shall promptly notify the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate whenever he exercises the authority granted by this section.

TITLE II - INTELLIGENCE COMMUNITY STAFF

Authorization of Appropriations

SEC. 201. There is authorized to be appropriated for the Intelligence Community Staff for fiscal year 1985 the sum of \$21,827,000.00.

Authorization of Personnel End-Strength

SEC. 202. The Intelligence Community Staff is authorized two hundred and thirty two (232) full-time personnel as of September 30, 1985. Such personnel of the Intelligence

Community Staff may be permanent employees of the Intelligence Community Staff or personnel detailed from other elements of the United States Government.

(b) During fiscal year 1985, personnel of the Intelligence Community Staff shall be selected so as to provide appropriate representation from elements of the United States Government engaged in intelligence and intelligence-related activities.

(c) During fiscal year 1985, any officer or employee of the United States or a member of the Armed Forces who is detailed to the Intelligence Community Staff from another element of the United States Government shall be detailed on a reimbursable basis, except that any such officer, employee or member may be detailed on a nonreimbursable basis for a period of less than one year for the performance of temporary functions as required by the Director of Central Intelligence.

Intelligence Community Staff Administered
in Same Manner as Central Intelligence Agency

SEC. 203. During fiscal year 1985, activities and personnel of the Intelligence Community Staff shall be subject to the provisions of the National Security Act of 1947 (50 U.S.C. 401 et seq.) and the Central Intelligence Agency Act of 1949 (50 U.S.C. 403a-403n) in the same manner as activities and personnel of the Central Intelligence Agency.

**TITLE III - CENTRAL INTELLIGENCE AGENCY
RETIREMENT AND DISABILITY SYSTEM**

Authorization of Appropriations

SEC. 301. There is authorized to be appropriated for the Central Intelligence Agency Retirement and Disability Fund for fiscal year 1985 the sum of \$99,300,000.

**TITLE IV - MODIFICATION OF CERTAIN
NATURALIZATION REQUIREMENTS**

Immigration and Nationality Act Amendment

SEC. 401. Section 316 of the Immigration and Nationality Act (8 U.S.C. 1427) is amended by adding at the end thereof the following new subsection:

"(g) Whenever the Director of Central Intelligence determines that a petitioner otherwise eligible for naturalization has made a significant contribution to the national security or to the national intelligence mission, and the Attorney General and the Commissioner concur, the petitioner may be naturalized without regard to the residence and physical presence requirements of this section, or to the prohibitions of Section 313 of this Act, and no residence within the jurisdiction of the court shall be required."

TITLE V - ADMINISTRATIVE PROVISIONS RELATED TO INTELLIGENCE AGENCIES

Compensation of Director and Deputy Director of Central Intelligence

SEC. 501. (a) Section 5312 of title 5, United States Code, is amended by adding at the end thereof the following:

"() Director of Central Intelligence."

(b) Section 5313 of title 5, United States Code, is amended by inserting "Deputy" before "Director of Central Intelligence."

(c) Section 5314 of title 5, United States Code, is amended by striking out "Deputy Director of Central Intelligence."

CIA Performance of Security-Related Duties

SEC. 502. Section 5 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403f) is amended by adding at the end of subsection (g) the following new subsection:

"(h) Accept, notwithstanding section 102(d)(3) of the National Security Act of 1947, a delegation from the Administrator of General Services of authority to protect persons and property with the powers set forth in section 318 of Title 40, United States Code, and of authority to promulgate rules and regulations for the protection of property under Agency charge and control with the powers set forth in section 318a of Title 40, United States Code."

TITLE VI - GENERAL PROVISIONS

Restriction on Conduct of Intelligence Activities

SEC. 601. The authorization of appropriations by this Act shall not be deemed to constitute authority for the conduct of any intelligence activity which is not otherwise authorized by the Constitution or laws of the United States.

Increases in Employee Benefits Authorized by Law

SEC. 602. Appropriations authorized by this Act for salary, pay, retirement, and other benefits for Federal employees may be increased by such additional or supplemental amounts as may be necessary for increases in such benefits authorized by law.

Compliance with Section 607 of P.L. 93-344, the Congressional Budget and Impoundment Control Act of 1974

SEC. 603. There are authorized to be appropriated for fiscal year 1986 such sums as may be necessary for the intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability Fund.

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